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Customer No. 01333**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Joseph R. Summa

OPTIMIZATION OF CCD
MICROLENS SIZE FOR COLOR
BALANCING

Serial No. 09/821,151

Filed 29 March 2001

Commissioner for Patents
P.O. Box 1450
Alexandria, VA. 22313-1450

Sir:

Group Art Unit: 2612

Examiner: Nguyen, Luong Trung

I hereby certify that this correspondence is being
deposited today with the United States Postal
Service as first class mail in an envelope addressed
to Commissioner for Patents, P.O. Box 1450,
Alexandria, VA 22313-1450.

Robin G. Eccles
Robin G. Eccles
12/28/04
Date

DECLARATION UNDER 37 CFR 1.132

Joseph R. Summa declares that he is the inventor of the subject US Patent Application, who on March 29, 2001 filed the above-identified application; that he conceived his invention in this country long prior to August 10, 2000 (hereinafter the first effective filing date), the filing date of Foster, US Patent 6,643,386, entitled Method and Apparatus For Adding Watermarks To Images and/or Video Data Streams and prior to September 22, 2000 (hereinafter the second effective date), the publication date of Omori et al. entitled Solid-State Image Pickup Element And Its Manufacture; that long prior to either of the effective dates he prepared a description and drawings of his invention, a photostatic copy of which is attached hereto; that he worked substantially continuously with his attorney from March 17, 2000 until the application was mailed to the United States patent office on March 29, 2001; that the actual dates he met with his attorney can't be supplied herewith because the electronic calendaring system used automatically deletes calendar entries after 45 days; that he does not know and does not believe that his invention has been in public prior to his application, and that he has never abandoned the invention.

He further declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with knowledge

that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully Submitted,



Joseph R. Summa

12/28/04